IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.S.RADHAKRISHNAN
&
THE HONOURABLE MR. JUSTICE A.K.BASHEER

THURSDAY, THE 20TH SEPTEMBER 2007 / 29TH BHADRA 1929

WA.No. 2096 of 2007(E)

AGAINST THE JUDGEMENT/ORDER IN WPC.14998/2007 Dated 25/05/2007

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APPELLANT: PETITIONERS

1. P.JAYAKUMAR, U.D.CLERK, IRRIGATION SUB DIVISION, TIRUR.

2. P.SUNILKUMAR, U.D.CLERK, OFFICE OF THE EXECUTIVE ENGINEER, IRRIGATION DIVISION, MALAPPURAM.

BY ADV. SRI.BABU JOSEPH KURUVATHAZHA
SRI.K.I.SAGEER

RESPONDENTS: RESPONDENTS

1. STATE OF KERALA, REP. BY ITS SECRETARY TO GOVERNMENT, DEPT. OF WATER RESOURCES, GOVT. SECRETARIAT, THIRUVANANTHAPURAM.

2. THE SECRETARY TO GOVERNMENT, DEPARTMENT OF LOCAL SELF GOVERNMENT, GOVT. SECRETARIAT, THIRUVANANTHAPURAM.

3. THE CHIEF ENGINEER, IRRIGATION (ADMN.), THIRUVANANTHAPURAM.

4. G.THOMAS, L.D.CLERK, MINOR IRRIGATION SUB DIVISION, KUTTIPPURAM.

5. P.BABY RAJANI, L.D.CLERK, MINOR IRRIGATION DIVISION, MALAPPURAM.

6. M.SURESH BABU,L.D.CLERK, MINOR IRRIGATION DIVISION, MALAPPURAM.

BY GOVERNMENT PLEADER SRI.SANDESH RAJ

THIS WRIT APPEAL HAVING COME UP FOR ADMISSION ON 20/09/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.S.RADHAKRISHNAN & A.K.BASHEER, JJ.

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W.A.No.2096 OF 2007

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Dated this the 20th day of September, 2007

JUDGMENT

Radhakrishnan, J

This writ appeal was preferred by the appellants herein who were the petitioners in W.P.(C)14998/07 seeking a writ of certiorari or any other appropriate writ, order or direction quashing Ext.P6, to the extent affects the petitioners. Learned Single Judge dismissed the writ petition. By Ext.P6 order of deployment, L.D.Clerks / U.D.Clerks working under the Irrigation Department are subjected to deployment to Local Self Government Department. The deployment under Ext.P6 order is not made because of the availability of surplus hands. It is being made to replace the persons, who have completed their tenure. Such persons can be repatriated only by making substitute arrangements. As part of the said proceedings, the petitioners and others are deployed to the Local Self Government Departments.

We are of the view that the findings entered into by the Learned Single Judge is just and proper. Therefore, we are not inclined to interfere with that. This writ appeal lacks merit and it is dismissed.

K.S.RADHAKRISHNAN, JUDGE

A.K.BASHEER, JUDGE

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